

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

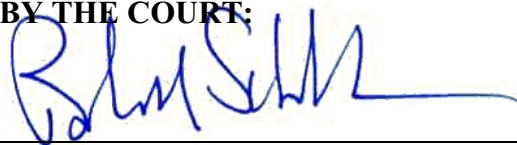
AMERICAN WESTERN HOME	:	
INSURANCE COMPANY,	:	CIVIL ACTION
Plaintiff,	:	
v.	:	
	:	
DONNELLY DISTRIBUTION, INC.,	:	No. 11-1415
Defendant.	:	

**ORDER**

**AND NOW**, this 2<sup>nd</sup> day of **August, 2011**, upon consideration of Plaintiff's Motion for Judgment on the Pleadings, or in the Alternative, Summary Judgment; Defendant's Opposition thereto; and for the reasons stated in the Court's Memorandum dated August 2, 2011, it is hereby **ORDERED** that:

1. The Motion (Document No. 9) is **DENIED**.
2. Judgment is entered in favor of Defendant and against Plaintiff, as follows:
  - a. American Western Home Insurance Company must defend and indemnify Donnelly Distribution, Inc. in the matter of *Swanlund v. Donnelly Distribution, Inc.*, Philadelphia County Court of Common Pleas No. 071104135.
3. The Clerk of the Court is directed to close this case.

**BY THE COURT:**



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**Berle M. Schiller, J.**